

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees : Jun Yonemitsu et al.

Application to Reissue
Patent No.: 5,793,779

Issued : August 11, 1998

For : OPTICAL DISK AND METHOD AND APPARATUS FOR RECORDING
AND THEN PLAYING INFORMATION BACK FROM THAT DISK

745 Fifth Avenue
New York, New York 10151
(212) 588-0800

STATEMENT UNDER 37 C.F.R. §3.73(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned attorney of record, empowered to sign this Statement on behalf of the assignee, states that Sony Corporation, a corporation of Japan, is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors in application Serial No. 08/405,852 which issued as U.S. Patent No. 5,715,355 on February 3, 1998, from which application Serial No. 08/457,844 which issued as U.S. Patent No. 5,793,779 is a divisional application thereof, upon which the present application is a reissue thereof. The assignment was recorded in the U.S. Patent and Trademark Office on June 5, 1995 at Reel 7495, Frame 0825.

09522786-030700

PATENT
450100-3192.5

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

Respectfully submitted,

Frommer Lawrence & Haug LLP
Attorneys for Patentees

By: William S. Frommer by Dennis M. Smid
William S. Frommer Dennis M. Smid
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PATENT
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ASSENT OF ASSIGNEE

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

Sony Corporation, the assignee of the full and entire right, title and interest in the above-mentioned Letters Patent by reason of the assignment from the inventors, recorded on June 5, 1995 at Reel 7495, Frame 0825, hereby assents to the accompanying application to reissue same.

SONY CORPORATION

Date: _____

By: _____

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FROM THAT DISK

DECLARATION OF JUN YONEMITSU, RYUICHI IWAMURA, SHUNJI YOSHIMURA
and MAKOTO KAWAMURA

As a below-named inventor, I hereby declare that:

1. My residence, post office address and citizenship
are as stated below next to my name.

2. I verily believe myself to be an original, first
and joint inventor of the invention described and claimed in
Letters Patent No. 5,793,779 and in the specification filed
herewith for which I solicit a patent.

3. I hereby state that I have reviewed and understand
the contents of the aforementioned specification, including the
claims.

4. I acknowledge the duty to disclose information
which is material to the examination of this application in
accordance with Title 37, Code of Federal Regulations, § 1.56(a).

5. I hereby claim foreign priority benefits under
Title 35, United States Code § 119 of Application Number

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06-074444 filed in Japan on March 19, 1994 and state that no other application for patent or inventor's certificate or any PCT international application was filed by me on the same subject matter prior to March 19, 1994.

6. I do not know and do not believe that the invention was ever known or used in the United States of America before my invention thereof.

7. I verily believe the original Letters Patent to be wholly or partly inoperative or invalid by reason of my claiming more or less than I had a right to claim in the patent at least in that I did not need to claim "having ... a thickness of 1.2mm \pm 0.1mm" in method claim 1 and/or in apparatus claim 38 of the original patent.

8. I did not discover that the claims of the original patent claimed more or less than I had a right to claim until after the original patent was issued.

9. No claims were previously presented during prosecution of the above referenced issued patent that particularly claimed the method and apparatus described in paragraph 7.

10. All errors being corrected in this reissue application arose without any deceptive intention on my part.

11. New claims 65 and 66 submitted with this application particularly point out subject matter which I considered my invention and round out the scope of protection to

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true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Jun Yonemitsu
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Citizenship: Japan

Date

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Residence: San Diego, CA
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